



DOCKET NO. END-882NP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Randall S. Hickle et al.

Serial No.: 10/660,286

Art Unit:

Filed : September 11, 2003

Examiner:

For : SYSTEM AND METHOD FOR MONITORING GAS SUPPLY AND  
DELIVERING GAS TO PATIENT

I hereby certify that this correspondence is being deposited with the  
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Alexandria, VA 22313-1450 on

February 6 2004

(Date of Deposit)

Linda F. Hansen

(Name of applicant, person mailing, assignee, or Registered Representative)

*Linda F. Hansen*

(Signature)

February 6 2004

(Date of Signature)

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUBMISSION OF COMBINED DECLARATION AND POWER OF ATTORNEY

Dear Sir:

Pursuant to Rule 53(f) and Rule 54, please find enclosed a Combined Declaration and Power of Attorney for the application of Randall S. Hickle et al. entitled SYSTEM AND METHOD FOR MONITORING GAS SUPPLY AND DELIVERING GAS TO PATIENT attorney Docket No. END-881NP, to complete, pursuant to Rule 51, this application filed on September 11, 2003 by Express Mail pursuant to Rule 10. As required, a copy of the Notice to File Missing Parts of Application is also attached.

Please charge Johnson & Johnson Deposit Account No. 10-0750/END-881NP/VEK in the amounts of \$130.00 for submission of the Declaration pursuant to Section 1.16(e). The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 10-0750/END-881NP/VEK. This sheet is submitted in triplicate.

Respectfully submitted,

*Verne E. Kreger, Jr.*

Verne E. Kreger, Jr.

Reg. No. 35,231

Attorney for Applicant(s)

Johnson & Johnson  
One Johnson & Johnson Plaza  
New Brunswick, NJ 08933-7003  
(513) 337-3295



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<b>DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</b>		Attorney Docket Number		END 881NP/VEK	
		First Named Inventor		Randall S. Hickie et al.	
		<i>COMPLETE IF KNOWN</i>			
		Application Number		10/660,286	
		Filing Date		September 11, 2003	
		Group Art Unit		Not yet assigned	
<input type="checkbox"/> Declaration Submitted with Initial Filing <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (Surcharge (37 CFR 1.16(e)) required)		Examiner Name		Not yet assigned	
<b>As a below named inventor, I hereby declare that:</b>					
My residence, mailing address, and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:					
<b>SYSTEM AND METHOD FOR MONITORING GAS SUPPLY AND DELIVERING GAS TO A PATIENT</b> <i>(Title of the Invention)</i>					
the specification of which					
<input type="checkbox"/> is attached hereto					
OR					
<input checked="" type="checkbox"/> was filed on <b>09/11/2003</b> as United States Application Number <b>10/660,286</b> and was amended on (MM/DD/YYYY)					
<input type="checkbox"/>					
I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.					
I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.					
I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.					
Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES NO	
			<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
<input type="checkbox"/> Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:					

### DECLARATION - Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
60/410,963	September 16, 2002	

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status
		Pending

I hereby appoint:

☒ Practitioners at Customer Number **000027777** →

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Number Bar Code  
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AND

☐ Practitioner(s) named below:  
Name Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Address all telephone calls to Verne E. Kreger, Jr. at telephone number (513) 337-3295.

Direct all correspondence to: Customer Number ☒ or Bar Code Label **000027777** OR ☐ Correspondence address below

Name:

Address:

Address:

City:

State:

ZIP

Country

Telephone:

Fax:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name Randall S.  
(first and middle [if any])

Family Name Hickie  
or Surname

Inventor's  
Signature

Date

Residence: City Lubbock

State TX

Country USA

Citizenship USA

Mailing Address 2404 Topeka Avenue

City Lubbock

State TX

ZIP 79407

Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name Samsun  
(first and middle [if any])

Family Name Lampotang  
or Surname

Inventor's  
Signature and Title

Date

Residence: City Gainesville

State FL

Country USA

Citizenship USA

Mailing Address 3916 S.W. 98<sup>th</sup> Drive

City Gainesville

State FL

ZIP 32608

Country USA

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NAME OF THIRD INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name Paul J.  
(first and middle [if any])

Family Name Niklewski  
or Surname

Inventor's  
Signature

Date

2/5/04

Residence: City Cincinnati

State OH

Country USA

Citizenship USA

Mailing Address 3727 Hyde Park Drive

City Cincinnati

State OH

ZIP 45209

Country USA

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NAME OF FOURTH INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name Gregory D.  
(first and middle [if any])

Family Name Bishop  
or Surname

Inventor's  
Signature

*Gregory D Bishop*

Date 02/05/04

Residence: City Hamilton

State OH

Country USA

Citizenship USA

Mailing Address 6446 Hughes Ridge Lane

City Hamilton

State OH

ZIP 45011

Country USA



Please type a plus sign (+) inside this box ☐

PTO/SB/01 (10-00)  
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<b>DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</b>  <input type="checkbox"/> Declaration Submitted with Initial Filing <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (Surcharge (37 CFR 1.16(e)) required)      OR	Attorney Docket Number	END 881NP/VEK
	First Named Inventor	Randall S. Hickie et al.
	<b>COMPLETE IF KNOWN</b>	
	Application Number	10/660,286
	Filing Date	September 11, 2003
	Group Art Unit	Not yet assigned
	Examiner Name	Not yet assigned

**As a below named inventor, I hereby declare that:**

My residence, mailing address, and citizenship are as stated below next to my name.  
I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**SYSTEM AND METHOD FOR MONITORING GAS SUPPLY AND DELIVERING GAS TO A PATIENT**  
(Title of the Invention)

the specification of which  
☐ is attached hereto  
OR  
☒ was filed on **09/11/2003** as United States Application Number **10/660,286** and was amended on (MM/DD/YYYY)  
☐

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

### DECLARATION - Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
60/410,963	September 16, 2002	

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status
		Pending

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as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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City:

State:

ZIP

Country

Telephone:

Fax:

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NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name Randall S.  
(first and middle [if any])

Family Name Hickie  
or Surname

Inventor's  
Signature

*Randall S Hickie*

Date

*Feb 3, 2004*

Residence: City Lubbock

State TX

Country USA

Citizenship USA

Mailing Address 2404 Topeka Avenue

City Lubbock

State TX

ZIP 79407

Country USA

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NAME OF SECOND INVENTOR:

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Given Name Samsun  
(first and middle [if any])

Family Name Lampotang  
or Surname

Inventor's  
Signature and Title

Date

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State FL

Country USA

Citizenship USA

Mailing Address 3916 S.W. 98<sup>th</sup> Drive

City Gainesville

State FL

ZIP 32608

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NAME OF THIRD INVENTOR:

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Signature

Date

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Country USA

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Mailing Address 3727 Hyde Park Drive

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State OH

ZIP 45209

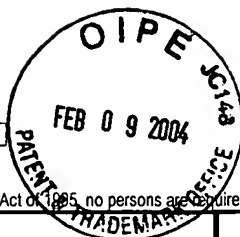
Country USA



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<b>NAME OF FOURTH INVENTOR:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
<b>Given Name</b> (first and middle [if any])		<b>Family Name</b> or Surname	
Gregory D.		Bishop	
<b>Inventor's Signature</b>		<b>Date</b>	
<b>Residence: City</b>	Hamilton	<b>State</b>	OH
		<b>Country</b>	USA
<b>Mailing Address</b>		6646 Hughes Ridge Lane	
<b>City</b>	Hamilton	<b>State</b>	OH
		<b>ZIP</b>	45011
		<b>Country</b>	USA

Please type a plus sign (+) inside this box ☐



PTO/SB/01 (10-00)

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<p align="center"><b>DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</b></p> <p><input type="checkbox"/> Declaration Submitted with Initial Filing      <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (Surcharge (37 CFR 1.16(e)) required)</p>	Attorney Docket Number	END 881NP/VEK
	First Named Inventor	Randall S. Hickie et al.
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☐ is attached hereto

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			<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>

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# DECLARATION - Utility or Design Patent Application

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AND

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ZIP

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Telephone:

Fax:

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NAME OF SOLE OR FIRST INVENTOR: ☐ A petition has been filed for this unsigned inventor

Given Name Randall S.  
(first and middle [if any]) Family Name Hickie  
or Surname

Inventor's Signature Date

Residence: City Lubbock State TX Country USA Citizenship USA

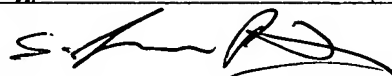
Mailing Address 2404 Topeka Avenue

City Lubbock State TX ZIP 79407 Country USA

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NAME OF SECOND INVENTOR: ☐ A petition has been filed for this unsigned inventor

Given Name Samsun  
(first and middle [if any]) Family Name Lampotang  
or Surname

Inventor's Signature and Title  Date Feb 3, 2004

Residence: City Gainesville State FL Country USA Citizenship USA

Mailing Address 3916 S.W. 98th Drive

City Gainesville State FL ZIP 32608 Country USA

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NAME OF THIRD INVENTOR: ☐ A petition has been filed for this unsigned inventor

Given Name Paul J.  
(first and middle [if any]) Family Name Niklewski  
or Surname

Inventor's Signature Date

Residence: City Cincinnati State OH Country USA Citizenship USA

Mailing Address 3727 Hyde Park Drive

City Cincinnati State OH ZIP 45209 Country USA

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<b>NAME OF FOURTH INVENTOR:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
<b>Given Name</b> (first and middle (if any))		<b>Family Name</b> or Surname	
Gregory D.		Bishop	
<b>Inventor's Signature</b>		<b>Date</b>	
<b>Residence: City</b>	Hamilton	<b>State</b>	OH
<b>Country</b>	USA	<b>Citizenship</b>	USA
<b>Mailing Address</b> 6646 Hughes Ridge Lane			
<b>City</b>	Hamilton	<b>State</b>	OH
<b>ZIP</b>	45011	<b>Country</b>	USA